

IN THE UNITED STATES DISTRICT COURT FOR THE
NORTHERN DISTRICT OF FLORIDA
PENSACOLA DIVISION

ORESTES RODRIGUEZ,
Petitioner,

vs.

CASE NO. 3:09cv79/LAC/CJK

FLORIDA PAROLE COMMISSION,
Respondent.

ORDER

This cause comes on for consideration upon the magistrate judge's Report and Recommendation dated December 5, 2011. (Doc. 57). The parties have been furnished a copy of the Report and Recommendation and have been afforded an opportunity to file objections pursuant to Title 28, United States Code, Section 636(b)(1). I have made a de novo determination of the objections filed.

Having considered the Report and Recommendation, and the timely filed objections thereto, I have determined that the Report and Recommendation should be adopted.

Accordingly, it is now ORDERED as follows:

1. The magistrate judge's report and recommendation is adopted and incorporated by reference in this order.
2. The amended petition for writ of habeas corpus (doc. 21) is DISMISSED and the clerk is directed to close the file.
3. A certificate of appealability is DENIED.

DONE AND ORDERED this 20th day of January, 2012.

s/L.A. Collier

LACEY A. COLLIER

SENIOR UNITED STATES DISTRICT JUDGE